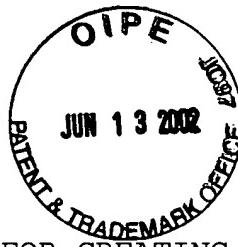


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Application of Brian D. Bailie  
Serial No. 10/081,945  
Filed February 22, 2002  
Confirmation No. 4482  
For EXPERT SYSTEM AND METHOD FOR CREATING AN EMBROIDERED FABRIC

June 13, 2002

LETTER TO THE OFFICIAL DRAFTSMAN

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS  
SIR:

\* Submitted herewith is one (1) sheet of amended drawings to replace sheet of 2 of 3 of the drawings now on file.

Respectfully submitted,

A handwritten signature in black ink that appears to read "David L. Howard".

David L. Howard, Reg. No. 41,502  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

Express Mail No. EL 946585285 US

DLH/cjl  
\*Enclosure

10081945-061302



6-14-02  
I 9764.1  
PATENT  
MP\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Brian D. Bailie  
Serial No. 10/081,945  
Filed February 22, 2002  
Confirmation No. 4482  
For EXPERT SYSTEM AND METHOD FOR CREATING AN EMBROIDERED FABRIC

June 13, 2002

**LETTER IN RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF APPLICATION - FILING DATE GRANTED**

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,

SIR:

In response to the "Notice to File Missing Parts of Application - Filing Date Granted," dated May 7, 2002, enclosed is applicant's signed Declaration and Power of Attorney in the above-referenced application. A copy of the Notice is returned herewith. Also enclosed is a check in payment of the surcharge.

Also enclosed in response to the Notice of Missing Parts is a Letter to the Official Draftsman forwarding a substitute drawing page for sheet 2 of 3 consistent with the Notice.

Also enclosed is a replacement compact disc in duplicate as required by the Notice. Also provided is a certification as required by 37 CFR 1.52(e) that each of the replacement discs of the duplicate set is identical to the discs as filed with the original application, the only difference being that the files contained on the discs are now in ACSII format.

Respectfully submitted,

David L. Howard, Reg. No. 41,502  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

DLH/cjl  
Express Mail Label No. EL 946585285 US  
Box Missing Parts

FEE TRANSMITTAL

Application Number 10/081,945  
Filing Date February 22, 2002  
Confirmation No. 4482  
Inventor(s) Brian D. Bailie  
Attorney Docket Number TAC 9764.1

METHOD OF PAYMENT



- [ ] The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- [X] The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- [X] Applicant claims small entity status.
2. [X] Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. [ ] BASIC FILING FEE Subtotal (1) \$ \_\_\_\_\_  
(Type: \_\_\_\_\_)

2. [ ] EXTRA CLAIM FEES Subtotal (2) \$ \_\_\_\_\_  
Total Claims \_\_\_\_\_  
Independent Claims \_\_\_\_\_  
Multiple Dependent Claims \_\_\_\_\_

3. [X] ADDITIONAL FEES Subtotal (3) \$65.00

[X] Surcharge - late filing fee or oath  
[ ] Surcharge - late provisional filing fee or cover sheet  
[ ] Extension for reply within \_\_\_\_\_ month  
[ ] Notice of Appeal  
[ ] Filing a Brief in Support of an appeal  
[ ] Request for ex parte Reexamination  
[ ] Petitions to the Commissioner  
[ ] Submission of Information Disclosure Statement  
[ ] Recording each patent assignment per property  
[ ] Request for Continued Examination  
[ ] Other: \_\_\_\_\_

TOTAL AMOUNT OF PAYMENT \$65.00

  
David L. Howard, Reg. No. 41,502      June 13, 2002  
Date

DLH/cjl

Express Mail Label No. EL 946585285 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Brian D. Bailie  
Serial No. 10/081,945  
Filed February 22, 2002  
Entitled EXPERT SYSTEM AND METHOD FOR CREATING AN EMBROIDERED  
FABRIC



June 13, 2002

37 CFR 1.52(E) CERTIFICATION

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,

SIR:

In response to the "Notice to File Missing Parts of Application - Filing Date Granted," dated May 7, 2002, applicants have enclosed a new duplicate set of compact discs in ASCII file format. The replacement compact disc (in duplicate) is identical to the discs originally submitted with the patent application AND DOES NOT CONTAIN NEW MATTER, the only difference being that the enclosed discs have files in ASCII format whereas the original discs had files in WORD format. The attached single CD-ROM (in duplicate Copy 1 and Copy 2) contains a Computer Program Listing Appendix A. This CD-ROM is in IBM PC compatible format and contains a single file entitled ACSIIFM which is in ASCII format using MS Windows Operating System. The replacement CD and file was created on May 16, 2002 and is a size of 18,000 bytes. This ACSII file contains the lines of code which represent an example of one possible embodiment of a Computer Program Listing for this invention. Both CDs are identical. The CD-ROM and the ACSIIFM file contained thereon have been incorporated by reference to the Patent Application filed on February 22, 2002.

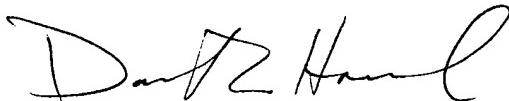
1. [ ] For submission on behalf of an organization (e.g., corporation, partnership, university, government

agency, etc.), the undersigned is empowered to act on behalf of organization

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. [ X ] The undersigned is an attorney of record.

Respectfully submitted,



David L. Howard, Reg. No. 41,502  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

DLH/cjl

Express Mail Label No. EL 946585285 US

\* enclosures



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/081,945         | 02/22/2002          | Brian D. Bailie       | TAC 9764.1             |



000321  
 SENNIGER POWERS LEAVITT AND ROEDEL  
 ONE METROPOLITAN SQUARE  
 16TH FLOOR  
 ST LOUIS, MO 63102

CONFIRMATION NO. 4482  
**FORMALITIES LETTER**



\*OC000000008045241\*

Date Mailed: 05/07/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

SEARCHED  
INDEXED  
MAILED  
JUN 13 2002

### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The compact disc(s) submitted fail to comply with 37 CFR 1.52(e) in that they contain non-ASCII files. A new duplicate set of compact discs with only ASCII files is required. Any replacement compact disc submitted should be accompanied by a certification as required by 37 CFR 1.52(e) that each disc of a duplicate set is identical to the other disc of the set. If a directory of the disc could be printed, it is attached and non-ASCII files are marked on the directory listing.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right-side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

### Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

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*A copy of this notice **MUST** be returned with the reply.*

*Ken Dugay*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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